IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMARY SUIT NO.2397 OF 2003

Pukhraj P. Jain ....Plaintiff
V/s.
Kantilal P. Kanthed & Anr. ....Defendants

Ms.Kavita Shah i/b Mr.A.G. Shah for the Plaintiff.
None for the Defendants.

CORAM : S.J. VAZIFDAR, J.
DATED : 30TH NOVEMBER, 2005.

P.C. :

1. The suit is filed to recover the amounts due in respect of the bill of exchange drawn by Defendant No.1 and accepted by Defendant No.2.

2. The Plaintiff has filed the compilation of the original documents. The same is taken on record and marked Exhibit "A" collectively.

3. By an order dated 8th June, 2005, Defendant No.1 was granted leave conditional upon Defendant No.1 depositing a sum of Rs.1,00,000/- within a period of twelve weeks. He has failed to do so. Defendant No.2 has not even filed an appearance.

4. There is no question now of defence regarding forgery. In any event, the Defendants are absent despite being served.

5. There is nothing on record that militates against the Plaintiff’s claim in suit. There is no defence to the suit.

6. In the circumstances, the suit is decreed as prayed with costs.

. Refund as per rules.